

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

ESTHER VALDEZ

V.

**CITY OF AUSTIN, TEXAS, TRAVIS
COUNTY, TEXAS and STEVEN WILLIS**

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CASE NO. 1-11-CV-00615-LY

JOINT STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW, Plaintiff Esther Valdez and Defendant Travis County, parties in the above-referenced cause, and file this their Joint Stipulation of Dismissal pursuant to Rule 41 (a)(1)(ii) of the Federal Rules of Civil Procedure and Local Rule C-7(c)(12). Plaintiff and Defendant move this Court to dismiss Plaintiff's claim against Defendant in the above referenced lawsuit. Such a dismissal would fully resolve the entire case. In accordance with Local Rule C-7(f), a proposed Order of Dismissal is attached to this Motion. This stipulation of dismissal does not affect Plaintiff's action against Defendant City of Austin and Defendant Steven Willis.

WHEREFORE, Plaintiff and Defendant request that the Court enter an order dismissing any and all claims of whatsoever nature alleged by Plaintiff against Defendant Travis County and Defendant Travis County's Counterclaim for Attorneys Fees with prejudice.

Respectfully submitted,

By: 

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**ATTORNEYS FOR DEFENDANT
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By: 

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**ATTORNEYS FOR PLAINTIFF
ESTHER VALDEZ**

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of May, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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Assistant County Attorney

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ORDER OF DISMISSAL

Be it remembered that on this day the Court heard the Joint Stipulation of Dismissal of Plaintiff Esther Valdez and Defendant Travis County. Plaintiff and Defendant have informed the Court that all matters and controversies between them have been settled and compromised, and move the Court to dismiss with prejudice the claims and causes of action which have been made by Plaintiff against Defendant and any cross claims against Plaintiff by Defendant. The Court is of the opinion that based on the Joint Motion of the parties, said claims should be dismissed with prejudice to their refiling.

IT IS THEREFORE ORDERED that the claims made by the above-named Plaintiff are hereby dismissed with prejudice to her refiling, and the counterclaims made by above-named Defendant are dismissed with prejudice to her refiling, with each party bearing their own costs and fees.

SIGNED on this _____ day of _____ 2012.

JUDGE PRESIDING